

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 4 1985

Returned to applicant for correction.....

Corrected application filed.....

Map filed JAN 4 1985 under 48681

The applicant FMC Corporation

City Center 4, Suite 2720, 1801 California Street of Denver

of

Street and No. or P.O. Box No.

City or Town

Colorado 80202

State and Zip Code No.

, hereby make ^s application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) August 10, 1928, State of Delaware

1. The source of the proposed appropriation is unnamed wash
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 3.74 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet 7.4 ac-ft (based on 24-hour, 100 yr. storm)

3. The water to be used for mining and milling
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated:.....

(b) Stockwater, state number and kinds of animals to be watered:.....

(c) Other use (describe fully under "No. 12. Remarks") See Item 12

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SE1/4 SE1/4, Section 9,
Describe as being within a 40-acre subdivision of public

T10N, R36E MDB&M (unsurveyed), at a point from which the SW corner of
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Section 31, T11N, R36E MDB&M bears North 15°30'26" West a distance of 12,833 feet

6. Place of use Sections 2, 3, 4, 5, 8, 9, 10, and 11, T10N, R36E, MDB&M (unsurveyed)
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) dam with pump and pipeline to mill
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$500,000

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is for local runoff from the highland area surrounding the Paradise Peak Project tailings impoundment. The water will be retained behind a tailings dam and be comingled with water from the slurried tailings. It will be pumped to the mill along with the recycled tailings water. An estimated 7.4 ac-ft will be retained by the tailings dam during a storm of 24-hour duration with a

recurrence interval of 100 years.

s/Richard J. Berger

PLEASE SEND COPIES OF ALL

Richard J. Berger, Agent

CORRESPONDENCE TO AGENT

By Hydro-Search, Inc.

333 Flint St.

Reno, NV 89501

Compared.....ll/se.....js/bc.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 3.4 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 3.4 cubic feet per second, but limited to 7.4 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... May 29, 1987

Proof of completion of work shall be filed before..... June 29, 1987

Application of water to beneficial use shall be made on or before..... May 29, 1992

Proof of the application of water to beneficial use shall be filed on or before..... June 29, 1992

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... JUL 24 1987 IN TESTIMONY WHEREOF, I..... PETER G. MORROS.....,

Proof of beneficial use filed..... JUL 28 1993 State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this..... 29th day of..... May.....,

Cultural map filed.....

Certificate No..... 13926 AUG 10 1994 A.D. 19..... 85.....

Issued.....

Peter G. Morros
State Engineer